

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Executive Reorganization Implementation Act  
5 is amended by changing Section 3.1 as follows:

6 (15 ILCS 15/3.1) (from Ch. 127, par. 1803.1)

7 Sec. 3.1. "Agency directly responsible to the Governor" or  
8 "agency" means any office, officer, division, or part thereof,  
9 and any other office, nonelective officer, department,  
10 division, bureau, board, or commission in the executive branch  
11 of State government, except that it does not apply to any  
12 agency whose primary function is service to the General  
13 Assembly or the Judicial Branch of State government, or to any  
14 agency administered by the Attorney General, Secretary of  
15 State, State Comptroller or State Treasurer. In addition the  
16 term does not apply to the following agencies created by law  
17 with the primary responsibility of exercising regulatory or  
18 adjudicatory functions independently of the Governor:

- 19 (1) the State Board of Elections;  
20 (2) the State Board of Education;  
21 (3) the Illinois Commerce Commission;  
22 (4) the Illinois Workers' Compensation Commission;  
23 (5) the Civil Service Commission;

- 1 (6) the Fair Employment Practices Commission;
- 2 (7) the Pollution Control Board;
- 3 (8) the Department of State Police Merit Board;
- 4 (9) the Illinois Racing Board.

5 (Source: P.A. 93-721, eff. 1-1-05.)

6 Section 10. The Illinois Horse Racing Act of 1975 is  
7 amended by changing Section 2.5 as follows:

8 (230 ILCS 5/2.5 new)

9 Sec. 2.5. Separation from Department of Revenue. On the  
10 effective date of this amendatory Act of the 96th General  
11 Assembly, all of the powers, duties, assets, liabilities,  
12 employees, contracts, property, records, pending business, and  
13 unexpended appropriations of the Department of Revenue related  
14 to the administration and enforcement of this Act are  
15 transferred to the Illinois Racing Board.

16 The status and rights of the transferred employees, and the  
17 rights of the State of Illinois and its agencies, under the  
18 Personnel Code and applicable collective bargaining agreements  
19 or under any pension, retirement, or annuity plan are not  
20 affected (except as provided in the Illinois Pension Code) by  
21 that transfer or by any other provision of this amendatory Act  
22 of the 96th General Assembly.

23 Section 99. Effective date. This Act takes effect upon  
24 becoming law.